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Billing Code 9110-12-P

DEPARTMENT OF HOMELAND SECURITY

Federal Emergency Management Agency

44 CFR Part 67

Docket ID FEMA-2013-0002

Final Flood Elevation Determinations

AGENCY: Federal Emergency Management Agency, DHS.

ACTION: Final rule.

SUMMARY: Base (1% annual-chance) Flood Elevations (BFEs) and modified BFEs are made final for the communities listed below. The BFEs and modified BFEs are the basis for the floodplain management measures that each community is required either to adopt or to show evidence of being already in effect in order to qualify or remain qualified for participation in the National Flood Insurance Program (NFIP).

DATES: The date of issuance of the Flood Insurance Rate Map (FIRM) showing BFEs and modified BFEs for each community. This date may be obtained by contacting the office where the maps are available for inspection as indicated in the table below.

ADDRESSES: The final BFEs for each community are available for inspection at the office of the Chief Executive Officer of each community. The respective addresses are listed in the table below.

FOR FURTHER INFORMATION CONTACT: Luis Rodriguez, Chief, Engineering Management Branch, Federal Insurance and Mitigation Administration, Federal Emergency Management Agency, 500 C Street SW., Washington, DC 20472, (202) 646-4064, or (e-mail) Luis.Rodriguez3@fema.dhs.gov.

SUPPLEMENTARY INFORMATION: The Federal Emergency Management Agency (FEMA) makes the final determinations listed below for the modified BFEs for each community listed. These modified elevations have been published in newspapers of local circulation and ninety (90) days have elapsed since that publication. The Deputy Associate Administrator for Mitigation has resolved any appeals resulting from this notification.

This final rule is issued in accordance with section 110 of the Flood Disaster Protection Act of 1973, 42 U.S.C. 4104, and 44 CFR part 67. FEMA has developed criteria for floodplain management in floodprone areas in accordance with 44 CFR part 60.

Interested lessees and owners of real property are encouraged to review the proof Flood Insurance Study and FIRM available at the address cited below for each community. The BFEs and modified BFEs are made final in the communities listed below. Elevations at selected locations in each community are shown.

National Environmental Policy Act. This final rule is categorically excluded from the requirements of 44 CFR part 10, Environmental Consideration. An environmental impact assessment has not been prepared.

<u>Regulatory Flexibility Act.</u> As flood elevation determinations are not within the scope of the Regulatory Flexibility Act, 5 U.S.C. 601-612, a regulatory flexibility analysis is not required.

Regulatory Classification. This final rule is not a significant regulatory action under the criteria of section 3(f) of Executive Order 12866 of September 30, 1993, Regulatory Planning and Review, 58 FR 51735.

Executive Order 13132, Federalism. This final rule involves no policies that have

federalism implications under Executive Order 13132.

Executive Order 12988, Civil Justice Reform. This final rule meets the applicable standards of Executive Order 12988.

List of Subjects in 44 CFR Part 67

Administrative practice and procedure, Flood insurance, Reporting and recordkeeping requirements.

Accordingly, 44 CFR part 67 is amended as follows:

PART 67—[AMENDED]

1. The authority citation for part 67 continues to read as follows:

Authority: 42 U.S.C. 4001 et seq.; Reorganization Plan No. 3 of 1978, 3 CFR, 1978 Comp., p. 329; E.O. 12127, 44 FR 19367, 3 CFR, 1979 Comp., p. 376.

§ 67.11 [Amended]

2. The tables published under the authority of § 67.11 are amended as follows:

Cecil County, Maryland, and Incorporated Areas Docket No.: FEMA-B-1145				
	*Elevation in feet			
	(NGVD)			
		+Elevation in feet		
	(NAV			
		#Depth in feet		
		above ground		
		^Elevation in		
		meters (MSL)	Communities	
Flooding Source(s)	Location of Referenced Elevation	Modified	Affected	
Back Creek	Approximately 224 feet downstream	+11	Unincorporated	
	of 2nd Street		Areas of Cecil	
	Approximately 1,136 feet upstream of		County	
	Old Telegraph Road			
Big Elk Creek	Approximately 0.68 mile downstream	+11	Town of Elkton,	
_	of West Pulaski Road		Unincorporated	
	Approximately 1,140 feet	+81	Areas of Cecil	
	downstream of Elk Mills Road		County	
Bohemia River	At Augustine Herman Highway	+11	Unincorporated	
	Approximately 860 feet upstream of	+11	Areas of Cecil	
	Old Telegraph Road		County	

Approximately 1.96 miles upstream of Augustine Herman Highway Approximately 100 feet downstream of the Chester County boundary Approximately 100 feet downstream of the Chester County boundary Approximately 100 feet downstream of the Chester County boundary County County County At the Little Elk Creek confluence Approximately 60 feet downstream of Blue Ball Road Areas of Cecil County Unincorporated Areas of Cecil County Unincorporated Areas of Cecil County Unincorporated Approximately 246 feet downstream of Blue Ball Road County Unincorporated Approximately 0.86 mile upstream of Mill Lane Herring Creek Approximately 2.74 miles downstream of Augustine Herman Highway Approximately 1,609 feet downstream of Augustine Herman Highway At the Little Elk Creek confluence Approximately 1,500 feet downstream of the West Branch Laurel Run Confluence At Bohemia Creek Confluence At Bohemia Claurel Run Confluence At Bohemia Claurel Run Confluence At Bohemia Creek Confluence At Bohemia Creek Confluence At Bohemia Claurel Run Confluence At Bohemia Creek Confluence At Bohemia Claurel Run Confluence At Bohemia Creek Confluence At Bohemia Claurel Run Confluence Approximately 10 feet downstream of West Pulaski Highway Approximately 10 feet downstream of the Claurel Run Confluence Approximately 10 feet downstream of Telaurel Run Confluence Approximately 210 feet downstream of Telaurel Run Confluence Approximately 210 feet downstream of Pulaski Highway Approximately 210 fee	Chesapeake and Delaware Canal	Approximately 0.92 mile upstream of Augustine Herman Highway	+11	Unincorporated Areas of Cecil
Approximately 100 feet downstream of the Chester County boundary County Dogwood Run At the Little Elk Creek confluence Approximately 60 feet downstream of Blue Ball Road Gravelly Run At the Little Elk Creek confluence Approximately 246 feet downstream of Blue Ball Road Hall Creek At Glebe Road Approximately 0.86 mile upstream of Mill Lane Herring Creek Approximately 2.74 miles downstream of Augustine Herman Highway Approximately 1,609 feet downstream of Hue West Branch Laurel Run Little Bohemia Creek At the Bohemia Creek confluence At Boar Pulaski Highway Approximately 1,500 feet downstream of Hue West Branch Laurel Run confluence At Bohemia Creek offuence At Bohemia Creek offuence Approximately 431 feet downstream of West Pulaski Highway Approximately 1,220 feet downstream of Elkton Road Little Elk Creek Approximately 10 feet upstream of Heron Lane Little Northeast Creek Areas of Ceil County Unincorporated Areas of Ceil County Town of Elkton, Unincorporated Areas of Ceil County Town of Elkton, Unincorporated Areas of Ceil County Unincorporated Areas of Ceil County Areas of Ceil County Town of Elkton, Unincorporated Areas of Ceil County Areas of Ceil County Town of Elkton, Unincorporated Areas of Ceil County Areas of Ceil County Town of Perryville, Unincorporated Areas of Ceil County T	Dolaware Cana	Approximately 1.96 miles upstream	+11	
Approximately 60 feet downstream of Blue Ball Road Gravelly Run At the Little Elk Creek confluence Approximately 246 feet downstream of Blue Ball Road Hall Creek At Glebe Road Approximately 0.86 mile upstream of Mill Lane Herring Creek Approximately 2.74 miles downstream of Areas of Cecil Gounty Hall Creek Approximately 0.86 mile upstream of Mill Lane Herring Creek Approximately 2.74 miles downstream of Areas of Cecil Gounty Approximately 1,609 feet downstream of Augustine Herman Highway Approximately 1,500 feet downstream of Augustine Herman Highway Laurel Run At the Little Elk Creek confluence Approximately 1,500 feet downstream of the West Branch Laurel Run confluence At Bohemia Creek confluence Approximately 1,220 feet downstream of Elkton Road Little Elk Creek Approximately 425 feet downstream of the Laurel Run confluence Approximately 10 feet downstream of Heron Lane Little Northeast Creek Approximately 10 feet downstream of Heron Lane Little Northeast Creek Approximately 757 feet downstream of Chessie System Railroad At Woods Road At Woods Road At Woods Road At Woods Road At Boat Yard Road Approximately 1,624 feet downstream of Old Elk Neck Road Approximately 1,624 feet downstream of Old Elk Neck Road Approximately 1,624 feet downstream of Old Elk Neck Road Approximately 1,629 feet upstream of the county County Little Elk Creek Approximately 1,624 feet downstream of Old Elk Neck Road Approximately 1,629 feet upstream of the count	Christina River	At the New Castle County boundary Approximately 100 feet downstream		Areas of Cecil
Approximately 246 feet downstream of Blue Ball Road At Glebe Road Approximately 0.86 mile upstream of Mill Lane Herring Creek Approximately 2.74 miles downstream of Augustine Herman Highway Approximately 1,609 feet downstream of Augustine Herman Highway Approximately 1,500 feet downstream of Humor of Chesise System Railroad Approximately 631 feet downstream of Heron Lane Approximately 1,220 feet downstream of Ferio, Lane Little Northeast Creek Approximately 10 feet upstream of Pulaski Highway Approximately 210 feet upstream of Chesise System Railroad At Woods Road Approximately 1,095 feet downstream of Creek Approximately 10,095 feet downstream of Heron Lane Approximately 10,095 feet downstream of Chesise System Railroad At Woods Road Approximately 1,095 feet downstream of Creek Approximately 1,095 feet downstream of Principio Road Approximately 1,095 feet downstream of Cecil County Unincorporated Areas of Cecil County Unincorporated Areas of Cecil County Approximately 1,095 feet downstream of Cecil County Unincorporated Areas of Cecil County Approximately 1,095 feet downstream of Cecil County Unincorporated Areas of Cecil County Approximately 1,095 feet downstream of Cecil County Approxima	Dogwood Run	Approximately 60 feet downstream of		Unincorporated Areas of Cecil
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Approximately 1,500 feet downstream of the West Branch Laurel Run confluence At the Bohemia Creek confluence At Bohemia Church Road Little Elk Creek Approximately 631 feet downstream of West Pulaski Highway Approximately 1,220 feet downstream of Elkton Road Little Elk Creek Approximately 425 feet downstream of the Laurel Run confluence Approximately 425 feet downstream of the Laurel Run confluence Approximately 910 feet downstream of Heron Lane Little Northeast Creek Approximately 210 feet upstream of Pulaski Highway Approximately 757 feet downstream of Cecil Lounty Approximately 757 feet downstream of Cecil At Boat Yard Road At Woods Road Mill Creek Approximately 1,095 feet downstream of Access Road Approximately 260 feet downstream of Principio Road Approximately 1,624 feet downstream of Old Elk Neck Road Approximately 1,939 feet upstream of Little Elk Creek) Approximately 1,939 feet upstream of Pinicorporated Areas of Cecil County Approximately 1,095 feet downstream of Old Elk Neck Road Approximately 1,939 feet upstream of Pinicorporated Areas of Cecil County Approximately 1,095 feet downstream of Old Elk Neck Road Approximately 1,939 feet upstream of Pinicorporated Areas of Cecil County Approximately 1,939 feet upstream of Pinicorporated Areas of Cecil County Approximately 1,939 feet upstream of Pinicorporated Areas of Cecil County Approximately 1,939 feet upstream of Pinicorporated Areas of Cecil County		downstream of Augustine Herman Highway	+11	
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Little Elk Creek Approximately 631 feet downstream of West Pulaski Highway Approximately 1,220 feet downstream of Elkton Road Approximately 425 feet downstream of the Laurel Run confluence Approximately 910 feet downstream of Heron Lane Approximately 210 feet upstream of Pulaski Highway Approximately 757 feet downstream of Chessie System Railroad At Boat Yard Road At Woods Road Mill Creek Approximately 1,095 feet downstream of Access Road Approximately 260 feet downstream of Principio Road Mill Creek (Tributary to Little Elk Creek) Approximately 1,399 feet upstream of Of Messie System Road Approximately 1,399 feet upstream of Areas of Cecil County Town of Elkton, Unincorporated Areas of Cecil County Tourior Dealth Areas of Cecil County Town of Perryville, Unincorporated Areas of Cecil County Town of Perryville, Unincorporated Areas of Cecil County Town of Perryville, Unincorporated Areas of Cecil County Approximately 1,624 feet downstream of Old Elk Neck Road Approximately 1,939 feet upstream of Town of Elkton, Unincorporated Areas of Cecil County Town of Perryville, Unincorporated Areas of Cecil County Areas of Cecil County Town of Perryville, Unincorporated Areas of Cecil County Areas of Cecil County Approximately 1,624 feet downstream of Old Elk Neck Road Approximately 1,939 feet upstream of	Little Bohemia Creek			Areas of Cecil
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Pulaski Highway Approximately 757 feet downstream of Chessie System Railroad Long Creek At Boat Yard Road At Woods Road Mill Creek Approximately 1,095 feet downstream of Access Road Approximately 260 feet downstream of Principio Road Mill Creek (Tributary to Little Elk Creek) Approximately 1,939 feet upstream of Approximately 1,939 feet upstream of Areas of Cecil County Town of Perryville, Unincorporated Areas of Cecil County H12 Town of Perryville, Unincorporated Areas of Cecil County H13 Areas of Cecil County Town of Perryville, Unincorporated Areas of Cecil County	Linda Nanda and Consta	Approximately 910 feet downstream of Heron Lane		County
Long Creek At Boat Yard Road At Woods Road At Woods Road Approximately 1,095 feet downstream of Access Road Approximately 260 feet downstream of Principio Road Mill Creek (Tributary to Little Elk Creek) At Boat Yard Road At Boat Yard Road At Woods Road Approximately 1,095 feet downstream of Access Road Approximately 260 feet downstream of Principio Road Approximately 1,624 feet downstream of Old Elk Neck Road Approximately 1,939 feet upstream of +11 Unincorporated County Unincorporated Areas of Cecil County County County County	Little Northeast Creek	Pulaski Highway Approximately 757 feet downstream		Areas of Cecil
Mill Creek Approximately 1,095 feet downstream of Access Road Approximately 260 feet downstream of Principio Road Mill Creek (Tributary to Little Elk Creek) Approximately 1,624 feet downstream of Old Elk Neck Road Approximately 1,939 feet upstream of Approximately 1,939 feet upstream of Approximately 1,095 feet H12 Town of Perryville, Unincorporated Areas of Cecil Areas of Cecil County	Long Creek	At Boat Yard Road		Areas of Cecil
of Principio Road Mill Creek (Tributary to Little Elk Creek) Of Principio Road Approximately 1,624 feet downstream of Old Elk Neck Road Approximately 1,939 feet upstream of +11 County County Little Elk Creek	Mill Creek	downstream of Access Road		Town of Perryville, Unincorporated
to Little Elk Creek) downstream of Old Elk Neck Road Approximately 1,939 feet upstream of +11 Areas of Cecil County	Mill Creek (Tributary	of Principio Road		County
		downstream of Old Elk Neck Road		Areas of Cecil

Approximately 125 feet downstream of Chessie System Railroad Perch Creek Approximately 0.49 mile downstream of Augustine Herman Highway At Augustine Herman Highway Approximately 1.32 miles downstream of Old Field Point Road Approximately 1,154 feet upstream of Old Elk Neck Road Areas of Cecil County Unincorporated Areas of Cecil Unincorporated Areas of Cecil County +11 County Horizontal Areas of Cecil County +11 County +11 County +11 Areas of Cecil County +11 County +11 Areas of Cecil	Northeast Creek	Approximately 542 feet downstream	+12	Town of North East,
Perch Creek Approximately 0.49 mile downstream of Augustine Herman Highway Plum Creek Approximately 1.32 miles downstream of Old Field Point Road Approximately 1,154 feet upstream of Old Elk Neck Road County County H11 Unincorporated Areas of Cecil Unincorporated Areas of Cecil County H11 County H11 County H11 County H11 County H11 Areas of Cecil County		of Main Street		Unincorporated
Perch Creek Approximately 0.49 mile downstream of Augustine Herman Highway At Augustine Herman Highway At Augustine Herman Highway Plum Creek Approximately 1.32 miles downstream of Old Field Point Road Approximately 1,154 feet upstream of Old Elk Neck Road Approximately 1,154 feet upstream of Old Elk Neck Road Lunincorporated Areas of Cecil Areas of Cecil County +11 County Highway +11 Unincorporated Areas of Cecil Areas of Cecil County			+72	
of Augustine Herman Highway At Augustine Herman Highway Plum Creek Approximately 1.32 miles downstream of Old Field Point Road Approximately 1,154 feet upstream of Old Elk Neck Road Areas of Cecil County Unincorporated Areas of Cecil County +11 County +11 County +11 County +11 County +11 County		of Chessie System Railroad		
At Augustine Herman Highway Plum Creek Approximately 1.32 miles downstream of Old Field Point Road Approximately 1,154 feet upstream of Old Elk Neck Road At Augustine Herman Highway +11 Unincorporated Areas of Cecil County +11	Perch Creek	Approximately 0.49 mile downstream	+11	Unincorporated
Plum Creek Approximately 1.32 miles downstream of Old Field Point Road Approximately 1,154 feet upstream of Old Elk Neck Road H11 Unincorporated Areas of Cecil County		of Augustine Herman Highway		Areas of Cecil
downstream of Old Field Point Road Approximately 1,154 feet upstream of Old Elk Neck Road Areas of Cecil County +11		At Augustine Herman Highway	+11	County
downstream of Old Field Point Road Approximately 1,154 feet upstream of Old Elk Neck Road Areas of Cecil County +11	Plum Creek	Approximately 1.32 miles	+11	Unincorporated
Approximately 1,154 feet upstream of Old Elk Neck Road				Areas of Cecil
Approximately 1,154 feet upstream of H11 Old Elk Neck Road		Road		County
Old Elk Neck Road		Approximately 1,154 feet upstream of	+11	
Susquehenne Divor Approximately 1.75 miles unstream +12 Unincorporated				
Susquenama River Approximately 1.75 miles upstream ± 12 Unincorporated	Susquehanna River	Approximately 1.75 miles upstream	+12	Unincorporated
of I-95 Areas of Cecil	•			
At U.S. Route 1 +38 County		At U.S. Route 1	+38	
Tributary 1 to Stone At the Stone Run confluence +271 Town of Rising Sun,	Tributary 1 to Stone	At the Stone Run confluence	+271	
Run Approximately 460 feet downstream +359 Unincorporated	•	Approximately 460 feet downstream	+359	
of Pierce Road Areas of Cecil				
County				County
Tributary 2 to Stone At the Stone Run confluence +271 Town of Rising Sun,	Tributary 2 to Stone	At the Stone Run confluence	+271	
Run At the upstream side of Harrington +312 Unincorporated	-	At the upstream side of Harrington	+312	
Drive Areas of Cecil		-		
County				County
Unnamed Tributary to Approximately 230 feet upstream of +41 Unincorporated	Unnamed Tributary to	Approximately 230 feet upstream of	+41	
Laurel Run the Laurel Run confluence Areas of Cecil				
Approximately 1,400 feet upstream of +52 County			+52	
the Laurel Run confluence				
West Branch Christina Approximately 600 feet upstream of +108 Unincorporated	West Branch Christina		+108	Unincorporated
River the Newcastle County boundary Areas of Cecil		11 2		
Approximately 250 feet upstream of +193 County			+193	
Jackson Hall School Road				
West Branch Laurel Approximately 494 feet upstream of +64 Unincorporated	West Branch Laurel	Approximately 494 feet upstream of	+64	Unincorporated
Run the Laurel Run confluence Areas of Cecil	Run			
Approximately 93 feet upstream of +74 County			+74	
Marley Road				

^{*}National Geodetic Vertical Datum.

ADDRESSES:

Town of Elkton:

Maps are available for inspection at the Municipal Building, 100 Railroad Avenue, Elkton, MD 21921 **Town of North East:**

Maps are available for inspection at the Town Hall, 106 South Main Street, North East, MD 21901 **Town of Perryville:**

Maps are available for inspection at the Municipal Building, 515 Broad Street, Perryville, MD 21903 **Town of Rising Sun:**

Maps are available for inspection at the Municipal Building, 1 East Main Street, Rising Sun, MD 21911 Unincorporated Areas of Cecil County:

Maps are available for inspection at the Cecil County Office of Planning and Zoning, 200 Chesapeake Boulevard, Suite 2300, Elkton, MD 21921

⁺North American Vertical Datum.

[#]Depth in feet above ground.

[^]Mean Sea Level, rounded to the nearest 0.1 meter.

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Roy Wright,

Deputy Associate Administrator for Mitigation,

Department of Homeland Security,

Federal Emergency Management Agency.

[FR Doc. 2013-05313 Filed 03/06/2013 at 8:45 am; Publication Date: 03/07/2013]